IN THE HIGH COURT OF JUDICATURE AT PATNA
C.R. No.1683 of 2006
SURESH SINGH & ORS
Versus
SMT.INDRAPARI DEVI & ORS
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20 15.07.2010 Learned counsel for the petitioners submits that in view of the law laid down by the **Apex Court** in the cases of **Shiv Shakti Coop. Housing Society, Nagpur v. Swaraj Developers and others ((2003) 6 Supreme Court Cases, 659)** and **Surya Dev Rai v. Ram Chander Rai and others ((2003) 6 SCC, 675)** as well as by a **Division Bench** of this Court in the cases of **Durga Devi v. Vijay Kumar Poddar and others and its analogous cases(2010(2) PLJR, 954)** while deciding the maintainability of the Civil Revision in group of cases, this civil revision would not be maintainable.

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Learned counsel for the petitioners, therefore, seeks permission to convert this civil revision into a writ application under Article 227 of the Constitution of India in view of the decision of the Division Bench rendered in **Durga Devi** (**supra**) referred to above, while deciding the issue of maintainability of the Civil Revision.

Permission is accorded

Let the petitioners convert this civil revision into a writ application under Article 227 of the Constitution of

India within two weeks, failing which it shall stand rejected without further reference to a Bench.

Since upon the request of learned counsel for the petitioners, this civil revision application has been permitted to be converted into writ application, no order with regard to the office note is being passed at this stage.

SC **(Dr. Ravi Ranjan, J.)**

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